

**MINUTES OF THE
SENATE EDUCATION STANDING COMMITTEE**
Thursday, February 16, 2017 • 2:00 pm • 210 Senate Building

Members Present:

Sen. Ann Millner, Chair
Sen. J. Stuart Adams
Sen. Deidre M. Henderson
Sen. Lyle W. Hillyard
Sen. Jani Iwamoto

President Wayne L. Niederhauser
Sen. Howard A. Stephenson

Staff Present:

Mr. Nathan W. Brady, Policy Analyst
Ms. Lorna Wells, Committee Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at le.utah.gov.

Acting Chair Henderson called the meeting to order at 2:10 p.m.

MOTION: Sen. Hillyard moved to approve the minutes of February 14, 2017. The motion passed unanimously.

1. S.B. 220 Student Assessment and School Accountability Amendments (*Millner, A.*)

Sen. Ann Millner explained the bill.

Dr. Rich Nye, Deputy Superintendent, Utah State Board of Education spoke to the bill.

Ms. Tiffany Stanley, Policy Advisor, Utah State Board of Education, spoke to the bill.

Ms. Jennie Earl spoke to the bill.

Dr. Sara Jones, Utah Education Association spoke to the bill.

Mr. Terry Schumaker, Executive Director of Superintendent's Association spoke to the bill.

MOTION: Sen. Millner moved to pass S.B. 220 out favorably. The motion passed with a vote of 5-0-2.

Yeas:

Sen. J. Adams
Sen. D. Henderson
Sen. A. Millner
Sen. W. Niederhauser
Sen. H. Stephenson

Nays:

Abs:

Sen. L. Hillyard
Sen. J. Iwamoto

President Niederhauser assumed the chair.

2. S.B. 223 Modifications to Charter School Governance (*Henderson, D.*)

Sen. Deidre M. Henderson explained the bill.

MOTION: Sen. Henderson moved to replace S.B. 223 with 1st Substitute S.B. 223. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Henderson
Sen. L. Hillyard
Sen. W. Niederhauser
Sen. H. Stephenson

Nays:

Abs:

Sen. J. Adams
Sen. J. Iwamoto
Sen. A. Millner

MOTION: Sen. Henderson moved to amend 1st Substitute S.B. 223 with Amendment #1.

1. *Page 2, Line 55 through Page 3, Line 57:*

55 (3) The State Board of Education shall, in accordance with Title 63G, Chapter 3,
Utah

56 Administrative Rulemaking Act, make rules for the oversight of an authorizer { }.
. including:

(a) overseeing authorizer compliance with statute, as applicable, and the principals and standards described in Subsection (1) and the applicable policies and practices described in Subsection (2);

(b) rules that authorize assistance by the State Board of Education, if necessary, to an authorizer in an effort to comply; and

(c) penalties for an authorizer that fails, after reasonable notice, to comply, including a moratorium on the authorizer's authority to authorize a new charter school or enter into a contract.

57 Section 2. Section **53A-1a-501.7** is amended to read:

The motion passed with a vote of 5-0-2.

Yeas:

Sen. J. Adams
Sen. D. Henderson
Sen. L. Hillyard
Sen. W. Niederhauser
Sen. H. Stephenson

Nays:

Abs:

Sen. J. Iwamoto
Sen. A. Millner

MOTION: Sen. Henderson moved to amend 1st Substitute S.B. 223 by replacing "principals" with "principles" on line 56, as referenced in Amendment #2.

1. *Page 2, Line 55 through Page 3, Line 57:*

55 (3) The State Board of Education shall, in accordance with Title 63G, Chapter 3,
Utah

56 Administrative Rulemaking Act, make rules for the oversight of an authorizer { }.
, including:

(a) overseeing authorizer compliance with statute, as applicable, and the
principles and standards described in Subsection (1) and the applicable policies and
practices described in Subsection (2);

(b) rules that authorize assistance by the State Board of Education, if
necessary, to an authorizer in an effort to comply; and

(c) penalties for an authorizer that fails, after reasonable notice, to comply,
including a moratorium on the authorizer's authority to authorize a new charter
school or enter into a contract.

57 Section 2. Section **53A-1a-501.7** is amended to read:

The motion passed with a vote of 5-0-2.

Yeas:

Nays:

Abs:

Sen. J. Adams
Sen. D. Henderson
Sen. L. Hillyard
Sen. W. Niederhauser
Sen. H. Stephenson

Sen. J. Iwamoto
Sen. A. Millner

Ms. Kristin Elinkowsky, Chair, State Charter School Board spoke in favor of the bill.

Ms. DeLaina Tonks, Vice Chair, State Charter School Board spoke in favor of the bill.

MOTION: Sen. Henderson moved to pass 1st Substitute S.B. 223 as amended out favorably. The motion passed with a vote of 4-0-3.

Yeas:

Nays:

Abs:

Sen. D. Henderson
Sen. L. Hillyard
Sen. W. Niederhauser
Sen. H. Stephenson

Sen. J. Adams
Sen. J. Iwamoto
Sen. A. Millner

3. S.B. 115 Compulsory Education Revisions (*Anderegg, J.*)

Sen. Jacob L. Anderegg explained the bill.

MOTION: Sen. Stephenson moved to replace S.B. 115 with 1st Substitute S.B. 115. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Henderson
Sen. L. Hillyard
Sen. W. Niederhauser
Sen. H. Stephenson

Nays:

Abs:

Sen. J. Adams
Sen. J. Iwamoto
Sen. A. Millner

Ms. Tracy Mooney spoke in favor of the bill.

Ms. Debbie Hawks spoke in favor of the bill.

Mr. Connor Boyack, Libertas Institute, spoke in favor of the bill.

MOTION: Sen. Henderson moved to pass 1st Substitute S.B. 115 out favorably. The motion passed with a vote of 5-0-2.

Yeas:

Sen. D. Henderson
Sen. L. Hillyard
Sen. J. Iwamoto
Sen. W. Niederhauser
Sen. H. Stephenson

Nays:

Abs:

Sen. J. Adams
Sen. A. Millner

4. S.B. 216 Reading Intervention Software License Program Accountability Amendments (*Stephenson, H.*)

Sen. Henderson assumed the chair.

Sen. Howard A. Stephenson explained the bill with the assistance of Ms. Jennifer Thronsen, Utah State Board of Education, Literacy Coordinator.

MOTION: Sen. Stephenson moved to amend S.B. 216 with Amendment #1.

1. *Page 4, Line 114:*

114 (8) The State Board of Education may use a portion of the appropriation provided for under this section to hire one full-time employee to administer the

The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Henderson
Sen. L. Hillyard
Sen. J. Iwamoto
Sen. H. Stephenson

Nays:

Abs:

Sen. J. Adams
Sen. A. Millner
Sen. W. Niederhauser

MOTION: Sen. Hillyard moved to pass S.B. 216 out favorably. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Henderson
Sen. L. Hillyard
Sen. J. Iwamoto
Sen. H. Stephenson

Nays:

Abs:

Sen. J. Adams
Sen. A. Millner
Sen. W. Niederhauser

MOTION: Sen. Iwamoto moved to adjourn. The motion passed unanimously.

Acting Chair Henderson adjourned the meeting at 3:59 p.m.

Sen. Ann Millner, Chair